

GOVERNMENT OF ANDHRA PRADESH
A B S T R A C T

P.S. – Education (SE) Department – Departmental Proceedings against Sri **Y.Venkateswara Rao**, M.E.O.(Retd.), Pamidimukkala, Krishna district – Imposition of the penalty of 100% cut in pension besides recovery of Rs.7.37 lakhs & 1.30 lakhs – Orders – Issued.

EDUCATION [SE- Vig.(1)] DEPARTMENT

G.O.Rt. No. 161,

Dated: 25.03.2010.

Read the following :

Ref: 1. From the RJDSE,Kakinada,Proc.No.6606/B1/2002, dt.23.12.2002
2. From the RJDSE,Kakinada,Proc.No. 6606/B1/2002, dt.4.3.2003
3. From the GA(Vigilance & Enforcement) Department, Vigilance Reports No.120, dt.19.10.2004 & No.33, dt.10.3.2005.
4. Govt.Memo.No.18373/Vig.(1)/2004-13, dt.26.11.2005.
5. GOMs.No.138, Edn, dt.26.11.2005.
6. GORT.No.788, Edn., dt.26.11.2005.
7. From Sri Y.Venkateswara Rao, Explanation dt.23.1.2006.
8. G.O.Rt.No.663, Edn., dt.4.10.2006
9. G.O.Rt.No.664, Edn., dt.4.10.2006
10 From Smt.Chandana Khan, IAS, Commissioner of Inquiries, Inquiry Report dt.29.8.2008.
11 Govt.Memo.No.18373/Vig.I(1)/2004-22, dt.23.4.2009.
12 From Sri Y.Venkateswara Rao, Explanation dt.15.7.2009
13 From the Secretary, APPSC, Lr. No.1331/RT-I/1/2009, dt.30.11.2009.

ORDER :

In the proceedings 2nd read above, the Regional Joint Director of School Education, Kakinada, imposed minor punishment of stoppage of one increment without cumulative effect on Sri Y.Venkateswara Rao, M.E.O., Pamidimukkala, Krishna dist., without conducting inquiry into the charges framed against him for misappropriation of Rs.4.43 lakhs pointed out by L.F. Audit during 2001-2002. The amount of Rs.4.43 lakhs was recovered from Sri Y.Venkateswara Rao.

2. During the Vigilance & Enforcement enquiry, misappropriated amount is arrived at Rs.5,73,400/- and hence Rs.1,30,161/- is still to be recovered Sri Y.Venkateswara Rao. He further misappropriated an amount of Rs.7.37 lakhs during 2002-2004.

3. After careful examination of the matter, Government have observed that the punishment imposed by the RJDSE, Kakinada, in the reference 2nd read above, is not commensurate with the charge in **4.43 lakhs** misappropriation case ; and therefore decided to **revise** the case under Rule 40 of A.P.Civil Services (CCA) Rules,1991. Accordingly, after issuing a show-cause notice 4th read above to Sri Y.Venkateswara Rao and after considering his explanation, the case was entrusted to Commissioner of Inquiries, vide reference 8th cited, for conducting inquiry into the following charge framed against him in the reference 1st read above, so as to revise the punishment.

Charge :

That the said Sri Y.Venkateswara Rao, Mandal Educational Officer, Pamidimukkala, has drawn excess amount to the tune of Rs.4,43,239/- from Elementary Education Funds of Mandal Parishad Pamidimukkala, irregularly during the year 2001-2002.

4. Regarding misappropriation of **Rs.7.37 lakhs & 1.30 lakhs**, sanction was accorded under A.P.Revised Pension Rules,1980, vide G.O.5th read above and articles of charges were framed against Sri Y.Venkateswara Rao, MEO(Retired on 31.10.2004), vide G.O.6th read above; and after considering his explanation, the case was entrusted to Commissioner of Inquiries, vide G.O.9th read above, for conducting inquiry into the following charge framed against him.

Charge:

That Sri Y.Venkateswara Rao, M.E.O.(Retd.), while he was functioning as Mandal Educational Officer, Pamidimukkala, Krishna District, had committed grave misconduct in as much as he misappropriated an amount of Rs.1.30 lakhs during 2001-02 and Rs.7.37 lakhs during 2002-03 & 2003-04, by fraudulent drawal of excess amounts towards adjustment of salary recovery amount etc.

5. Smt.Chandana Khan, IAS, Commissioner of Inquiries, conducted inquiry in both the cases against Sri Y.Venkateswara Rao (revision of punishment in Rs.4.43 lakhs misappropriation case; and misappropriation of Rs.1.30 lakhs & 7.37 lakhs) ; and submitted Inquiry Report 10th read above finding that all the charges are proved against him.

6. In the reference 11th read above, a copy of the inquiry report has been communicated and a show cause notice has been issued to Sri Y.Venkateswara Rao, MEO(Retd.), as to why the penalty of 100% cut in pension should not be imposed on him for the charges held proved against him in both the cases, besides recovery of Rs.7.37 lakhs & 1.30 lakhs. In the reference 12th cited, he has submitted his explanation in the matter.

7. In his explanation, Sri V.Venkateswara Rao has stated that due to his lack of knowledge in dealing with financial matters he depended on his Assistants and they deceived him and the misappropriation took place without his knowledge for which he was responsible and he remitted Rs.4.43 lakhs to the Government ; and requested for generous action and to excuse his faults duly providing some what extent so as to feed his family and if his pensionery benefits are sanctioned he is ready to pay all the dues to Government, etc. ; and requested to reduce his penalty to a maximum possible extent.

8. After careful examination of the matter, Government have decided to impose the penalty of 100% cut in pension in both the cases on him besides recovery ; and accordingly hereby impose the penalty of **100% cut in pension**, under Rule 9 of A.P.Revised Pension Rules,1980, on Sri Y.Venkateswara Rao, MEO(Retd.), Pamidimukkala, Krishna Dist., **in both the cases** (revision of punishment in Rs.4.43 lakhs misappropriation case; and misappropriation of Rs.1.30 lakhs & 7.37 lakhs case), **besides recovery** of Rs.7.37 lakhs & 1.30 lakhs from him.

9. The Commissioner & Director of School Education, Hyderabad, shall take necessary action accordingly in the matter.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

Dr.D.SAMBASIVA RAO
SECRETARY TO GOVERNMENT (SE)

To

The individual through C&DSE, Hyd.

The Commissioner & Director of School Education, Hyderabad.

The Regional Joint Director of School Education, Kakinada.

The District Educational Officer, Krishna District.

The Accountant General, Andhra Pradesh, Hyderabad.

The Director of Treasuries & Accounts, Hyderabad.

Copy to the Secretary, A.P.Public Service Commission, Hyderabad.

Copy to the General Administration (Vigilance & Enforcement) Department.

Copy to the Secretary to V.C., APVC.

SF/SCs.

// FORWARDED : BY ORDER //

SECTION OFFICER